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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES <i>ex rel.</i> STROM,)	No. C 05-3004 CRB (JSC)
)	
Plaintiffs,)	STIPULATION REGARDING THE
)	UNITED STATES' REQUESTS FOR
v.)	PRODUCTION 109-111; [PROPOSED]
)	ORDER
SCIOS, INC. and)	
JOHNSON & JOHNSON,)	
)	
Defendants.)	

1 WHEREAS Plaintiffs, the United States of America and Relator Joe Strom, and
2 Defendants, Scios, Inc. and Johnson & Johnson, (collectively the “Parties”) through their
3 undersigned counsel, have been continuing to meet and confer regarding the remaining discovery
4 disputes in this case, including, but not limited to whether Defendants Scios, Inc. and Johnson &
5 Johnson (“Defendants”) should be required to produce certain financial documents in response to
6 the United States’ Requests for Production of Documents Nos. 109, 110, and 111.

7 WHEREAS on October 24, 2011, the Parties reached an agreement regarding these
8 Requests for Production of Documents and which documents Defendants will produce in
9 response to the Requests.

10 IT IS HEREBY STIPULATED AND AGREED by the Parties, through their undersigned
11 counsel of record, that:

12 (1) Defendants agree that all of the documents that have been produced or that may be
13 produced pursuant to the Parties’ October 24, 2011 agreement are authentic pursuant to Fed. R.
14 Evid. 901 in that they are what they purport to be, and that they will not challenge the
15 authenticity of such documents in this action.

16 (2) All of the document productions that may be made pursuant to the Parties’ October
17 24, 2011 agreement will be made as soon as possible, and no later than December 1, 2011. If any
18 additional discovery issues arise regarding the productions pursuant to the Parties’ October 24,
19 2011 agreement, the United States shall have three weeks after the date all productions are
20 complete to meet and confer with Defendants regarding such issues and to provide its portion of
21 any joint discovery letter(s) to the Court relating to such issues. Defendants will then have seven
22 days to provide their responsive portion, and the parties will have an additional seven days to
23 make any final revisions and file the joint letter(s).

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28 ///

(3) Based on the foregoing, the United States will not file the joint letter it sent Defendants regarding the discovery dispute described above.

IT IS SO STIPULATED.

Respectfully submitted,

TONY WEST
Assistant Attorney General

JOSHUA B. EATON
Attorney for the United States, Acting
Under Authority Conferred by 28 U.S.C. §515

Dated: October 27, 2011

By: /S/
SARA WINSLOW
JULIE A. ARBUCKLE
THOMAS R. GREEN
Assistant United States Attorneys

Dated: October 27, 2011

By: /S/
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LAW OFFICES OF MATTHEW PAVONE

Dated: October 27, 2011

By: /S/
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QUINN EMANUEL URQUHART & SULLIVAN,
LLP

Dated: October 27, 2011

By: /S/
CHRISTOPHER TAYBACK, Esq.
ASHLEY MARTABANO, Esq.
Attorneys for Defendants Scios, Inc. and
Johnson & Johnson Inc.

~~PROPOSED~~ ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: October 28, 2011

Jacqueline S. Corley
JACQUELINE SCOTT CORLEY
United States Magistrate Judge